In the High Court of Judicature at Madras

Dated:27.06.2006

Coram:

The Hon'ble Mr. Justice P. SATHASIVAM

and

The Hon'ble Mr. Justice V. DHANAPALAN

Writ Petition No.19351 of 2006

Govindasamy .. Petitioner

vs.

1. The District Collector
   Vellore, Vellore District.

2. The Director
   Pollution Control Board
   Guindy, Chennai.

3. The Director
   Loss & Ecology
   No.119, G.N. Chetty Street
   T.Nagar, Chennai 17. .. Respondents

Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a writ of mandamus directing the respondents to pay compensation to the petitioner of the lands in Shenpakkam Patta No. 362 in S.No.111/11 extent 0.07 Hec. S.No. 111/12 extent 0.10 Hec S.No.111/13 extent 0.06 Hec. S.No. 111/14 extent 0.09 Hec, S.No. 111/15 extent 0.13 Hec, S.No. 111/16 extent 0.26 Hec, S.No. 111/17 extent 0.14 Hec, S.No. 111/18 extent 0.06 Hec, S.No. 112/1 extent 0.03 Hec, S.No. 112/3 extent 0.08 Hec, S.No. 112/4 extent 0.08 Hec, S.No.112/4 extent 0.05 Hec S.No. 111/5 extent 0.03 Hec, S.No.127 extent 0.20 HEc. S.No.111/20 extent 0.05 Hec. S.No. 112/5 extent 0.04 Hec, S.No. 126/1 to 6A extent 0.77 hec. and konavattam Patta No. 82 S.No.230/3 extent 0.24 Hectares S.No.230/4 extent 0.13.5 Hectares.

For petitioner : Mr. R. Margabandu

For respondents 1 and 3 : Mr. J. Raja Kalifulla
Government Pleader

Mrs. Rita Chandrasekaran for R2

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ORDER

(Order of the Court was made by P. SATHASIVAM,J.)

On direction, learned Government Pleader takes notices for respondents 1 and 3 and Mrs. Rita Chandrasekaran takes notice for R.2.

2. The petitioner by name Govindasamy has filed this writ petition as a Public Interest Litigation, seeking to issue a writ of mandamus directing the respondents to pay compensation to him for the lands described in the writ petition.

3. Though it is stated that the petitioner issued a registered notice dated 06.02.2005 and the same was acknowledged by respondents 1 and 3, in the absence of reply from the respondents and taking note of the fact that more than a year has lapsed, we permit the petitioner to make fresh representation highlighting his grievance/eligibility for compensation to the third respondent, who is the competent authority. The petitioner is granted four weeks time to make fresh representation to the third respondent. If any such representation is made, the third respondent is directed to consider the same and pass appropriate orders in accordance with law within a period of eight weeks thereafter. The writ petition is disposed of accordingly. No costs.

Sd/-
Asst. Registrar.

/true copy/

Sub Asst. Registrar.

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To

1. The District Collector
   Vellore, Vellore District.

2. The Director
   Pollution Control Board
   Guindy, Chennai.

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3. The Director
   Loss & Ecology
   No.119, G.N. Chetty Street
   T.Nagar, Chennai 17.

1 cc to the Government Pleader, Sr. 27076
1 cc to Mr.R. Margabandu, Advocte, Sr. 27085

W.P.No.19351/06

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